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Attorney for Defendant - Josiah Gasior

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

UNITED STATES OF AMERICA,) 2:20-MJ-633-VCF
)
)
 Plaintiff,)
)
)
 v.)
)
)
 JOSIAH GASIOR,)
)
)
 Defendant.)
)

ORDER TO CONTINUE TRIAL DATE

IT IS HEREBY STIPULATED AND AGREED by and between ANDREW FRITZ, ESQ., Counsel for Defendant JOSIAH GASIOR, and RACHEL KENT, ESQ., Assistant United States Attorney, that the Trial currently scheduled for January 20, 2021, at 8:30 a.m., be vacated and reset to a date and time convenient to the court but no earlier than ninety (90) days.

This Stipulation is entered into for the following reasons:

1. Counsel for Defendant GASIOR has spoken to his out of custody client and he has no objection to the request for continuance.
2. Counsel for the defendant has spoken to counsel for the United States and she has no objection to the continuance.

1 3. Denial of this request for continuance could result in a miscarriage justice.
2 4. Defense counsel currently has an in-custody preliminary hearing and trial
3 set for January 20, 2021, at 9:00 a.m. in Pahrump Justice Court B,
4 Nye County, Nevada
5 5. For all the above-stated reasons, the ends of justice would best be served by a
6 continuance of the Trial Date until a date and time convenient to the court.
7

8 This is the first request for continuance filed herein.
9

10 DATED: January ___, 2021.
11

12 _____
13 /s
14 ANDREW FRITZ, ESQ.
15 Attorney for Defendant GASIOR
16

17 _____
18 /s
19 RACHEL KENT, ESQ.
20 Assistant United States Attorney
21

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7
8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA
9 * * *

10 UNITED STATES OF AMERICA,) 2:20-MJ-633-VCF
11)
12 Plaintiff,)
13 v.)
14 JOSIAH GASIOR,)
15)
16 Defendant.)
17

FINDINGS OF FACT

18 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
19 Court finds:

20 This Stipulation is entered into for the following reasons:

21 1. Counsel for Defendant GASIOR has spoken to his out of custody client and
22 he has no objection to the request for continuance.
23
24 2. Counsel for the defendant has spoken to counsel for the United States and
25 she has no objection to the continuance.
26
27 3. Denial of this request for continuance could result in a miscarriage justice.
28

1 4. Defense counsel currently has an in-custody preliminary hearing and trial
2 set for January 20, 2021, at 9:00 a.m. in Pahrump Justice Court B,
3 Nye County, Nevada.
4

5 5. For all the above-stated reasons, the ends of justice would best be served by a
6 continuance of the Trial Date until a date and time convenient to the court.
7

This is the first request for continuance filed herein.

8 4. DATED this 12th day of January, 2021.

9 ^{12th day and year}

10 12th

CONCLUSIONS OF LAW

11 Denial of this request for continuance would deny the parties herein the opportunity
12 to effectively and thoroughly prepare for trial.

13 Additionally, denial of this request for continuance could result in a miscarriage of
14 justice.

ORDER

15 IT IS HEREBY ORDERED that the Trial currently scheduled for January 20, 2021, at
16 9:00 am, be continued to May 5, 2021 at 9:00 am in LV Courtroom 3D before Magistrate Judge Ferenbach.

17 22 DATED this 15 day of January, 2021.



25 HONORABLE CAM FERENBACH
26 U.S. MAGISTRATE JUDGE